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GROUP 1600

Name: Examiner J. Venkat

Name: Gregory M Hill

Location: USPTO Art Unit 1615

Location: 2500 Renaissance Blvd  
Gulph Mills, PA

Fax No.: 703-872-9306

Date: April 11, 2003

NUMBER OF PAGES 3 INCLUDING THIS COVER PAGE.

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## DOCKET NO. H 2867 PCT/US

In re Application of:

Bernecker, et al.

Serial No.: 09/701,196

Examiner: J. Venkat

Filed: April 9, 2001

Art Unit: 1615

Confirmation No.: 8711

RESPONSE TO RESTRICTION REQUIREMENT (2 pages)

#8  
4/2003PATENT  
Docket No. H 2857 PCT/US**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****In re Application of:**  
Bernecker, et al.

Serial No.: 09/701,196

Examiner: J. Venkat

Filed: April 9, 2001

Art Unit: 1615

Confirmation No.: 8711

**TITLE: PREPARATION FOR TREATING HUMAN SKIN AND HUMAN  
HAIR COMPRISING A SPECIAL ACTIVE INGREDIENT COMBINATION,  
AND THE USE OF THIS ACTIVE INGREDIENT COMBINATION****CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Assistant  
Commissioner for Patents at 703-872-9306 on the date shown below.April 11, 2003  
DateAmy Alleborn  
Signature of certifierAmy Alleborn  
Typed or printed name of certifier**RESPONSE TO RESTRICTION REQUIREMENT**

Sir,

In response to the Restriction Requirement mailed on March 3, 2003, Applicants  
submit the following.**Remarks**The Examiner has issued a restriction between the following two groups of  
claims.Group I: Claims 16-34, drawn to a composition and method for treating skin and  
hair.Group II: Claims 35-37, drawn to a method of increasing the production  
of protein in human cells.

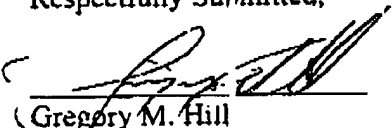
Serial No. 09/701,196  
Docket No. H 2867 PCT/US

Applicants respectfully traverse this restriction for the following reason. The claims of Group I consist of using a composition comprised of biotin and a glycoprotein to restore vitality to hair and to improve the elasticity of skin. This is accomplished by increasing the production of protein in human cells, which is claimed in the claims of Group II. It is respectfully submitted that unity of invention exists between Groups I and II for this reason. The withdrawal of this restriction requirement is therefore requested.

For the sake of advancing the prosecution of this application and to comply with 37 CFR 1.143, Applicants provisionally adopt the claims of Group I for prosecution in this application. No claims have been cancelled in order to afford the Examiner the opportunity to reconsider and withdraw the restriction requirement.

Applicants respectfully request the favorable examination of the pending claims and the prompt issuance of a notice of allowance. The Commissioner is hereby authorized to charge any deficiency in the required fee or to credit any overpayment in connection with this response to Deposit Account 01-1250.

Respectfully Submitted,

  
Gregory M. Hill  
Reg. No 31,369  
Attorney for Applicants  
(610) 278-4964

Henkel Corporation  
Law Department  
2500 Renaissance Boulevard, Suite 200  
Gulph Mills, PA 19406